

**UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

HALEE J. LIMKEE,

Plaintiff,

v.

THE HOME DEPOT, INC. et al.,

Defendants.

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Case No. CIV-20-352-G

ORDER

Now before the Court is the Motion to Dismiss (Doc. No. 3) filed on April 22, 2020. The Motion seeks dismissal of Plaintiff's Petition (Doc. No. 1-2). On February 12, 2021, Plaintiff timely filed an Amended Complaint (Doc. No. 14). Plaintiff's Amended Complaint supersedes the Petition and renders it of no legal effect. *See Davis v. TXO Prod. Corp.*, 929 F.2d 1515, 1517 (10th Cir. 1991).

Accordingly, the pending Motion to Dismiss (Doc. No. 3) is DENIED AS MOOT.

IT IS SO ORDERED this 12th day of February, 2021.



CHARLES B. GOODWIN
United States District Judge